

UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF MASSACHUSETTS

CIVIL ACTION NO. 04-10856MEL

HOWARD KAPLAN,

Plaintiff,

V.

WEND MANAGEMENT, INC.,  
WENDY'S OLD FASHIONED  
HAMBURGERS OF NEW YORK,

Defendants.

BBO#554526

## NOTICE OF APPEARANCE

Please enter my appearance as an attorney for the defendants, Wend Management, Inc. and Wendy's International, Inc., as defendant Wendy's Old Fashioned Hamburgers of New York was improperly named as a defendant in the above-entitled action.

WEND MANAGEMENT, INC. and  
WENDY'S INTERNATIONAL, INC.

By their attorneys,

/s/ Emily G. Coughlin  
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Dated: April 25, 2005